

MESSAGE NO: 5200114 MESSAGE DATE: 07/19/1995

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-588-055

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 05/18/1995 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: ANTIDUMPING SCOPE FOR SUMITOMO CHEMICAL AMERICA, INC. RULING ON
ACRYLIC SHEET FROM JAPAN (A-588-055)

MESSAGE NO: 5200114

DATE: 07 19 1995

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CASES: A - 588 - 055

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PERIOD COVERED: 05 18 1995 TO

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT, AREA AND PORT DIRECTORS

FROM: DIRECTOR, TECHNICAL PROGRAMS

RE: ANTIDUMPING SCOPE FOR SUMITOMO CHEMICAL AMERICA, INC.
RULING ON ACRYLIC SHEET FROM JAPAN (A-588-055)

1. ON MAY 18, 1995, IN RESPONSE TO A REQUEST BY SUMITOMO CHEMICAL AMERICA, INC. (SUMITOMO), THE DEPARTMENT OF COMMERCE (THE DEPARTMENT) ISSUED A FINAL SCOPE RULING THAT SUMITOMO'S ACRYLIC PRODUCT, LUMISTY, IS NOT WITHIN THE SCOPE OF THE ANTIDUMPING FINDING COVERING ACRYLIC SHEET FROM JAPAN (A-588-055).

2. THE DEPARTMENT DETERMINED THAT SUMITIOMO'S LUMISTY DIFFERS

IN : (1) PHYSICAL CHARACTERISTICS, (2) THE EXPECTATIONS OF THE ULTIMATE USERS, (3) THE ULTIMATE USE, (4) THE CHANNELS OF TRADE AND (5) THE MANNER OF ADVERTISING, AND THEREFORE CONSTITUTES LATER-DEVELOPED MERCHANDISE OUTSIDE THE SCOPE OF THE FINDING.

3. EFFECTIVE 05/18/95, TERMINATE SUSPENSION AND LIQUIDATE ALL UNLIQUIDATED ENTRIES, REGARDLESS OF ENTRY DATE, OF THE SUMITOMO LUMISTY PRODUCT LISTED ABOVE.
4. REFUND ANY CASH DEPOSITS WITH INTEREST AND RELEASE ANY BONDS RELATING TO THE SUMITOMO LUMISTY PRODUCT LISTED ABOVE.
5. THE REFUND OF CASH DEPOSITS BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.
6. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF ACRYLIC SHEET SUBJECT TO THE ANTIDUMPING FINDING COVERING ACRYLIC SHEET FROM JAPAN.
7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL THROUGH THE APPROPRIATE SUPERVISORY CHANNELS TECHNICAL PROGRAMS, ANTIDUMPING/COUNTERVAILING DUTY USING THE ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT ROBERT JAMES ON 202-482-5222, OFFICE OF ANTIDUMPING COMPLIANCE, IMPORT ADMINISTRATION, INTERNATIONAL

TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE.

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party